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11 Attorneys for Defendant and Counterclaim Plaintiff
COMARCO WIRELESS TECHNOLOGIES, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

Pursuant to Civil Local Rules 6-1(b) and 7-12, plaintiff and counterclaim defendant
ACCO BRANDS USA LLC and defendant and counterclaimant COMARCO WIRELESS
TECHNOLOGIES, INC. (“Comarco”), by and through their respective undersigned
counsel, hereby submit this joint stipulation, and respectfully request the Court enter the
following [proposed] order extending by one week the current August 1, 2012 deadline

1 under the Court's Amended Case Management Scheduling Order (Dkt. Entry No. 28) (the
2 "Order"), at 2:20-21, for the parties to exchange preliminary claim constructions and
3 extrinsic evidence.

4 **RECITALS**

5 A. WHEREAS, on April 3, 2012, the Court entered the Order in the within
6 action setting various deadlines in the proceedings, including claim construction
7 scheduling;

8 B. WHEREAS, among other deadlines, the Order set the following deadline:
9 "The parties shall exchange preliminary claim constructions and extrinsic evidence no later
10 than **August 1, 2012**" (Order, at 2:20-21 (emphasis in original));

11 C. WHEREAS, the parties desire to have the foregoing deadline extended by
12 one week to allow them to devote additional time to their continued good faith meet and
13 confer efforts and disclosure obligations under Patent Local Rules 4-1(b) and 4-2(a);

14 D. WHEREAS, there have been no modifications of any deadlines set forth in
15 the Order, and the only time modification requested (and granted by the Court) previously
16 concerned the time within which Comarco was to answer the complaint and the date on
17 which the Court would hold the Case Management Conference (*see* Order dated January
18 10, 2012); and,

19 E. WHEREAS, the extension requested herein will have no impact on any other
20 deadlines or dates set forth in the Order.

21 **STIPULATION**

22 NOW, THEREFORE, the parties, by and through their respective undersigned
23 counsel, hereby STIPULATE and AGREE to the following modification of the Order: The
24 **August 1, 2012** deadline for the parties to exchange preliminary claim constructions and

25

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1 extrinsic evidence (*see* Order, at 2:20-21) is extended by one week—that is, the deadline is
2 now **August 8, 2012.**

3
4 Dated: July 25, 2012. KILPATRICK TOWNSEND & STOCKTON LLP

5 By //s// A. James Isbester
6

7 Attorneys for Plaintiff and Counterclaim Defendant
8 ACCO BRANDS USA LLC

9 Dated: July 25, 2012. PILLSBURY WINTHROP SHAW PITTMAN LLP

10 By //s// Colin T. Kemp
11

12 Attorneys for Defendant and Counterclaim Plaintiff
13 COMARCO WIRELESS TECHNOLOGIES, INC.

14 **GENERAL ORDER 45 ATTESTATION**

15 In accordance with General Order 45, X.B., I hereby attest that Mr. Isbester
16 concurred in this filing.

17 By //s// Colin T. Kemp
18

19 Attorneys for Defendant and Counterclaim Plaintiff
20 COMARCO WIRELESS TECHNOLOGIES, INC.

21
22 **[PROPOSED] ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: 7/25/12.



25 United States District Court Judge
26 Richard Seeborg
27
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